

**TITLE 22**  
**TRAFFIC CODE**

## Chapters:

- 22-1 Traffic Offenses - General Provisions
  - 22-2 Civil Traffic Enforcement Program
  - 22-3 Improper Operation of a Motor Vehicle
  - 22-4 Repealed.
  - 22-5 Regulation of traffic and parking on school grounds
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**CHAPTER 22-1  
TRAFFIC OFFENSES –  
GENERAL PROVISIONS**

Sections:

- 22-1-101. Short Title.
- 22-1-102. Enactment of State Motor Vehicle Code.
- 22-1-103. Purposes and principles of procedure and construction.
- 22-1-104. Repealed.
- 22-1-105. Traffic enforcement on privately-owned roads in the Lake Park Corporate Centre.
- 22-1-106. Transportation management fee.

**22-1-101. SHORT TITLE.**

This Title shall be known as the "West Valley City Traffic Code." This Title shall also be known as Title 22, West Valley City Municipal Code. It may be cited and pleaded under either designation.

**22-1-102. ENACTMENT OF STATE MOTOR VEHICLE CODE.**

(1) Class 'B' and 'C' misdemeanors and infractions found in Title 41 Title 53, Utah Code Annotated, 1953 as amended, as they exist now and as amended or enacted in the future, are hereby adopted and incorporated herein by this reference as violations of City ordinances. Peace officers and any public officials charged with enforcement of the law are hereby authorized to cite violations of the City Code by citing Title 41 and Title 53.

(2) The heading on prosecution documents may designate the plaintiffs as "State of Utah (WVC)" or a variation of this, and such documents will operate as a prosecution in the name of the State or in the name of the City, as may be appropriate.

**(Ord. No. 99-20 Repealed & Replaced 05/21/1999)**

**22-1-103. PURPOSES AND PRINCIPLES OF PROCEDURE AND CONSTRUCTION.**

The provisions of this Code shall be construed in accordance with the principles of procedure and construction as set out by the Utah Code Annotated, 1953 as amended.

**22-1-104. REPEALED.**

**(Ord. No. 98-32 Repealed 03/20/1998)**

**22-1-105. TRAFFIC ENFORCEMENT ON PRIVATELY-OWNED ROADS IN THE LAKE PARK CORPORATE CENTRE.**

The provisions of this Title shall be enforced on the privately-owned roads in the Lake Park Corporate Centre. The privately-owned roads which this Section applies to are: Parkway Boulevard from Bangerter Highway to Lake Park Boulevard; Lake Park Boulevard from Bangerter Highway to

Corporate Park Drive (4800 West); Corporate Park Drive from 2900 South to Lake Park Boulevard; and 2400 South from Lake Park Boulevard to 4400 West.

**(Ord. No. 98-27 Enacted 03/20/1998)**

**22-1-106. TRANSPORTATION MANAGEMENT FEE.**

- (1) (a) In addition to any surcharge imposed by City ordinance or by state law, a transportation management fee shall be paid on all criminal fines, penalties, and forfeitures imposed by the West Valley City Justice Court, for any offense described in subsection (1)(b).
- (b) The transportation management fee is \$10 upon conviction of any moving traffic violation committed within the City's boundaries, including a violation of City or county ordinances.
- (c) The transportation management fee shall not be imposed:
  - (i) upon non-moving traffic violations;
  - (ii) upon court orders when the offender is ordered to perform community service work in lieu of a fine;
  - (iii) if a traffic mitigation impact surcharge is imposed by the State of Utah pursuant to Title 63, Chapter 63b of the Utah Code.

(2) The transportation management fee shall be imposed in addition to the fine charged for a criminal offense, and no reduction may be made in the fine charged due to the imposition of the transportation management fee.

(3) The monies from the transportation management fee shall be used for traffic management projects, including traffic management systems, traffic calming devices and practices, and studies to determine traffic flow.

**(Ord. No. 02-34 Add 07/08/2002; Ord. 02-61 Amended 09/17/2002)**

## CHAPTER 22-2 CIVIL TRAFFIC ENFORCEMENT PROGRAM

### Sections:

- 22-2-101. Definitions.
- 22-2-102. Application.
- 22-2-103. Registered Owner Responsible.
- 22-2-104. Regulations not Exclusive.
- 22-2-105. Parked Vehicles -- proper plates and indicia of registration.
- 22-2-106. Parked Vehicles -- Insurance Required.
- 22-2-107. Restrictions on Stopping, Standing or Parking.
- 22-2-108. Restricted Parking Areas.
- 22-2-109. Passenger or Freight Curb Loading Zone.
- 22-2-110. Bus Stops and Taxi Stands.
- 22-2-111. Parking of Buses and Taxicabs Regulated.
- 22-2-112. Procedure for Leaving Vehicle Unattended.
- 22-2-113. Stopping or Parking on Roadways.
- 22-2-114. Parking in Disabled Parking Stalls.
- 22-2-115. Time Limitations.
- 22-2-116. Parking or Leaving Trucks, Trailers, Campers, Boats, etc. on street.
- 22-2-117. Standing or Parking Near Mailbox Restricted.
- 22-2-118. Parking in City-owned Parking Lots.
- 22-2-119. Authority to move or remove illegally-parked vehicles.
- 22-2-201. Notice of Parking Violation.
- 22-2-202. Hearing and Appeal Procedures.
- 22-2-203. Civil Penalties for Parking Offenses.

### **22-2-101. DEFINITIONS.**

(1) "Park" or "Parking" means the standing of a vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while actually engaged in loading or unloading property or passengers.

(2) "Stand" or "Standing" means the halting of a vehicle, whether occupied or not, other than temporarily for the purpose of and while actually engaged in receiving or discharging passengers.

(3) "Stop" or "Stopping" means any halting even momentarily of a vehicle, whether occupied or not, except when necessary to avoid conflict with other traffic or when in compliance with the directions of a peace officer or official traffic-control device.

(4) "Vehicle" means any self-propelled device in, upon, or by which any person or property is or may be transported or drawn upon a highway.

**(Ord. No. 99-43 Enacted 07/01/1999; Ord. No. 00-18 Amended 03/28/2000; Ord. No. 03-35 Repealed and Replaced 05/06/2003)**

### **22-2-102. APPLICATION.**

(1) The provisions of this Chapter prohibiting the stopping, standing or parking of a vehicle shall apply at all times herein specified or as indicated on official signs, except

when it is necessary to stop a vehicle because of emergency conditions, to avoid conflict with other traffic, or to comply with the directions of a peace officer or an official traffic control device.

(2) Permits issued under this Chapter may temporarily authorize stopping, standing or parking that would otherwise be a violation of this Chapter.

**(Ord. No. 99-43 Repealed & Replaced 07/01/1999; Ord. No. 00-18 Amended 03/28/2000; Ord. No. 03-35 Repealed and Replaced 05/06/2003)**

### **22-2-103. REGISTERED OWNER RESPONSIBLE.**

(1) Whenever any vehicle is used in violation of the parking provisions of this Title, the person in whose name the vehicle is registered shall be strictly liable for the violation and the penalty for that violation.

(2) If a peace officer or ordinance enforcement officer witnesses a person stop or park a vehicle in violation of this Chapter, the officer shall assess the civil penalty against that operator in lieu of the registered owner.

**(Ord. No. 99-43 Repealed & Replaced 07/01/1999; Ord. No. 00-18 Amended 03/28/2000; Ord. No. 03-35 Repealed and Replaced 05/06/2003)**

### **22-2-104. REGULATIONS NOT EXCLUSIVE.**

The provisions of this Chapter imposing a time limit on stopping, standing and parking shall not relieve any person from the duty to comply with other more restrictive provisions prohibiting or limiting the stopping, standing, or parking of vehicles in specified places or at specified times.

**(Ord. No. 99-43 Repealed & Replaced 07/01/1999; Ord. No. 00-18 Amended 03/28/2000; Ord. No. 03-35 Repealed and Replaced 05/06/2003)**

### **22-2-105. PARKED VEHICLES – PROPER PLATES AND INDICIA OF REGISTRATION.**

(1) Every vehicle stopped or parked upon any roadway, alley, or City-owned parking lot shall:

- (a) Be currently and validly registered in the name of the owner thereof, unless such vehicle is not required by the laws of Utah to be registered;
- (b) Display in proper position two valid, unexpired registration plates, one on the front and one on the rear of such vehicle; and
- (c) When required, display current validation or indicia of registration attached to the rear plate in a manner complying with the laws of the State of Utah, and free from defacement, mutilation, or obstruction, so as to be plainly visible and legible at all times.

(2) A vehicle not required to be registered in Utah, or properly displaying indicia of registration issued by another state, territory, possession, or district of the United States, or of a foreign country, substantially complies with this Section, and shall be considered in compliance.

**(Ord. No. 99-43 Repealed & Replaced 07/01/1999; Ord. No. 00-18 Amended 03/28/2000; Ord. No. 03-35 Repealed and Replaced 05/06/2003)**

## **22-2-106. PARKED VEHICLES – INSURANCE REQUIRED.**

Every vehicle stopped or parked upon any roadway, alley, or City-owned parking lot shall have current owner's security, as required by Utah Code Annotated Section 41-12a-301, or its successor sections.

**(Ord. No. 99-43 Repealed & Replaced 07/01/1999; Ord. No. 00-18 Amended 03/28/2000; Ord. No. 03-35 Repealed and Replaced 05/06/2003)**

## **22-2-107. RESTRICTIONS ON STOPPING, STANDING OR PARKING.**

(1) **Stopping, standing, or parking prohibited.** No vehicle shall be stopped, standing, or parked, whether occupied or not, in any of the following places:

- (a) On the roadway side of any vehicle stopped or parked at the edge or curb of a street;
- (b) On a sidewalk;
- (c) Within an intersection;
- (d) On a crosswalk;
- (e) Between a safety zone and the adjacent curb or within 30 feet of points on the curb immediately opposite the ends of a safety zone, unless a different length is indicated by signs or markings;
- (f) Alongside or opposite any street excavation or obstruction when stopping, standing, or parking would obstruct traffic;
- (g) Upon any bridge or other elevated structure, upon a highway, or within a highway tunnel;
- (h) On any railroad track;
  - (i) On any controlled-access highway;
- (j) In the area between roadways of a divided highway, including crossovers; or
- (k) Any place where official traffic-control devices prohibit stopping, standing, or parking.

(2) **Standing or Parking Prohibited.** No vehicle shall be standing or parked, whether occupied or not, except to temporarily pick up or discharge a passenger or passengers, provided the driver remains in the vehicle and the engine remains running:

- (a) In front of a public or private driveway;
- (b) Within 15 feet of a fire hydrant;
- (c) Within 20 feet of a crosswalk;

- (d) Within 30 feet upon the approach to any flashing signal, stop sign, yield sign, or other traffic-control signal located at the side of a roadway;
- (e) Within 20 feet of the driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station within 75 feet of the entrance when posted by signs;
- (f) At any place where official traffic-control devices prohibit standing or parking.

(3) **Parking prohibited.** No vehicle shall be parked, except temporarily for the purpose of, and while actually engaged in, loading or unloading of passengers or property, provided the driver remains with the vehicle:

- (a) Within 50 feet of the nearest rail of a railroad crossing;
- (b) At any place where official traffic-control devices prohibit parking.

(4) **Exception.** The requirements of this Section do not apply when necessary in emergency situations, to avoid conflict with other traffic, or when necessary to comply with law, the directions of a peace officer, or an official traffic-control device.

**(Ord. No. 99-43 Repealed & Replaced 07/01/1999; Ord. No. 00-18 Amended 03/28/2000; Ord. No. 03-35 Repealed and Replaced 05/06/2003)**

## **22-2-108. RESTRICTED PARKING AREAS.**

No vehicle shall be stopped or parked for any purpose or length of time in any restricted parking zone other than for the purpose to which parking in such zone is restricted.

**(Ord. No. 99-43 Repealed & Replaced 07/01/1999; Ord. No. 00-18 Amended 03/28/2000; Ord. No. 03-35 Repealed and Replaced 05/06/2003)**

## **22-2-109. PASSENGER OR FREIGHT CURB LOADING ZONE.**

(1) No vehicle may stop or park for any purpose or length of time other than for the loading or unloading of passengers in any place marked as a passenger curb loading zone during the hours when the regulations applicable to such loading zones are effective, and then only for a period not to exceed three minutes, provided the driver remains with the vehicle, and the vehicle's engine remains running.

(2) No vehicle may stop or park for any purpose or length of time other than for the expeditious loading or unloading of materials in any place marked as a freight curb-loading zone during hours when the provisions applicable to such zones are in effect. In no case shall the stop for loading and unloading of materials exceed thirty (30) minutes.

(3) The driver of a passenger vehicle may stop at a place marked as a freight curb loading zone for the purpose of and while actually engaged in loading or unloading passengers when such stopping does not interfere with any vehicle which is waiting to enter or about to enter such zone

for the purpose of loading or unloading freight, provided that the driver remains with the vehicle, and the vehicle's engine remains running.

**(Ord. No. 00-18 Enacted 03/28/2000; Ord. No. 03-35 Repealed and Replaced 05/06/2003)**

#### **22-2-110. BUS STOPS AND TAXI STANDS.**

No vehicle shall stop, stand, or park, other than a bus or coach, in a bus stop, or other than a licensed taxicab, in a taxi stand, when any such stand or stop has been officially designated and appropriately signed or marked, except that a passenger vehicle may temporarily stop therein for the purpose of and while actually engaged in loading or unloading passengers when such stopping does not interfere with any bus, coach, or taxicab waiting or about to enter such zone, provided the driver remains with the vehicle, and the vehicle's engine remains running.

**(Ord. No. 03-35 Add 05/06/2003)**

#### **22-2-111. PARKING OF BUSES AND TAXICABS REGULATED.**

No bus or taxicab may park upon any street where parking is prohibited, restricted, limited as to time or regulated by parking meters, at any place other than at a bus stop or taxicab stand, respectively, except that this provision shall not prevent the driver of any such vehicle from stopping in accordance with other stopping or parking regulations at any place for the purpose of and while actually engaged in loading or unloading passengers.

**(Ord. No. 03-35 Add 05/06/2003)**

#### **22-2-112. PROCEDURE FOR LEAVING VEHICLE UNATTENDED.**

No vehicle shall be left standing unattended unless the engine is stopped, the ignition is locked, and the ignition key is removed. If the vehicle is standing upon any perceptible grade, the brakes must be set and the front wheels turned to the curb or side of the roadway.

**(Ord. No. 03-35 Add 05/06/2003)**

#### **22-2-113. STOPPING OR PARKING ON ROADWAYS.**

(1) Except as otherwise provided in this Chapter, every vehicle stopped or parked upon a two-way roadway shall be stopped or parked with the right-hand wheels parallel to and within twelve (12) inches of the right-hand curb or as close as practicable to the right edge of the right-hand shoulder.

(2) Every vehicle stopped or parked upon a one-way roadway shall be stopped or parked parallel to the curb or edge of the roadway in the direction of authorized traffic movement with its right-hand wheels within twelve (12) inches of the right-hand curb or as close as practicable to

the right edge of the right-hand shoulder or with its left-hand wheels within twelve (12) inches of the left-hand curb or as close as practicable to the left-hand shoulder.

(3) No vehicle shall be stopped or parked upon any roadway for the principal purpose of:

- (a) Greasing or repairing such vehicle except repairs as necessitated by an emergency;
- (b) The sale of foodstuffs or other merchandise;
- (c) The prohibitions of this Subsection do not apply if the act is allowed under the provisions of another City ordinance.

(4) In no event shall a vehicle be parked in such a manner as to leave available less than ten (10) feet of the width of the roadway for free movement of vehicle traffic.

**(Ord. No. 03-35 Add 05/06/2003)**

#### **22-2-114. PARKING IN DISABLED PARKING STALLS.**

- (1) (a) No vehicle, except those displaying an official disabled license plate or transferable motor vehicle identification card issued by the state shall park in any parking spot designated for parking by disabled persons, even if the driver or a passenger in the vehicle is disabled.
- (b) A vehicle displaying a distinctive official disabled license plate or transferable motor vehicle identification card issued by another state, territory, or foreign jurisdiction shall be permitted to park in a parking spot designated for use by a disabled person.
- (c) (i) No person shall park in a parking stall designated for use by disabled persons unless that person or a passenger in the vehicle is disabled, even if the vehicle displays a disabled license plate or transferable motor vehicle identification card issued by the State.
- (ii) No citation for a violation of subsection (c)(i) shall issue unless a peace officer or ordinance control officer observes the violation. Volunteer enforcement personnel shall not be permitted to issue citations for violations of Subsection (c)(i).

(2) This Section shall apply to and be enforceable upon all property where parking is open to the general public, whether parking is provided to the general public for free or for a fee.

- (3) (a) The West Valley City Police Department may authorize volunteers to issue Notices of Parking Violation for violations of this Section, or any other City ordinance or regulation which provides a penalty for illegal parking in a stall properly designated for the exclusive use by disabled persons.

- (i) A volunteer appointed under this Subsection must be eighteen years of age or older.
- (ii) No volunteer shall issue a Notice of Parking Violation without having first been satisfactorily trained by the Police Department.
- (b) A Notice of Parking Violation issued by a properly appointed volunteer shall have the same force and effect as a Notice issued by a peace officer or ordinance enforcement officer, provided the Notice issued by the volunteer contains the following information:
  - (i) A sworn statement that the volunteer observed the vehicle parked in violation of this Section;
  - (ii) Photographic evidence that the vehicle was parked in violation of this Section, provided that at least one photograph clearly shows the license plate of the vehicle;
  - (iii) The name and business address of the volunteer, and any other identifying information required by the Police Department.

**(Ord. No. 03-35 Add 05/06/2003)**

#### **22-2-115. TIME LIMITATIONS.**

No vehicle shall be parked on any street:

- (1) While there is an accumulation of snow or ice of one inch or more on the roadway;
- (2) For a period of longer than 72 consecutive hours; or
- (3) For any period longer than allowed by appropriate signs, markings, or parking meters giving notice of such parking time limitation.

**(Ord. No. 03-35 Add 05/06/2003)**

#### **22-2-116. PARKING OR LEAVING TRUCKS, TRAILERS, CAMPERS, BOATS, ETC. ON STREET.**

- (1) No non-motorized vehicle, farm equipment, construction equipment, unmounted or unattached camper, boat, utility trailer, camper trailer, or any other type of trailer or any inoperable vehicle (as defined in Title 24 of this Code) may be parked, placed, stored, abandoned, or otherwise left on any public street, alley, sidewalk, park strip, or right-of-way at any time.
- (2) No motorized recreational vehicle, farm vehicle, construction vehicle or off-highway vehicle may be parked, placed, stored, abandoned, or otherwise left on any public street, alley, sidewalk, park strip, or right-of-way at any time, unless the vehicle is actually engaged in loading and unloading passengers or freight.

(3) It shall be unlawful to park, place, store, abandon, or otherwise leave any motorized vehicle, combination of vehicles, or combination of vehicles and load which have a length of more than 45 feet, or a width of more than 8 feet, or a height of more than 14 feet, or a gross weight over 18,000 pounds, or more than two axles, on any public street, alley, sidewalk, park strip, or right-of-way at any time, unless the vehicle or combination is actually engaged in loading or unloading passengers or freight.

- (4) (a) For the purposes of this Section, a vehicle shall be considered parked, even if the engine is running, if the vehicle is left standing for any period longer than three minutes, unless the vehicle is actually loading or unloading as provided.
- (b) For the purposes of this Section the term “loading and unloading” includes the use of a vehicle for repair, construction, or maintenance actually conducted by businesses licensed to engage in such a business in accordance with other City ordinances.

(5) No motor home, boat, trailer, camper, or other similar conveyance used for temporary recreational uses shall be used for overnight camping or as a residence, except in mobile home parks or campgrounds licensed by the City.

(6) The provisions of this Section do not apply to passenger buses operated under the authority of the Public Service Commission of the State of Utah, nor to authorized emergency vehicles, nor to public works vehicles.

**(Ord. No. 03-35 Add 05/06/2003)**

#### **22-2-117. STANDING OR PARKING NEAR MAILBOX RESTRICTED.**

Except when necessary to avoid conflict with other traffic, to comply with law or the directions of a peace officer or official traffic control device, or to momentarily pick up or discharge passengers, no vehicle shall be stopped or parked, whether occupied or not, within 15 feet of a public or private curb mailbox between the hours of 8 a.m. and 5 p.m.

**(Ord. No. 03-35 Add 05/06/2003)**

#### **22-2-118. PARKING IN CITY-OWNED PARKING LOTS.**

In any parking lot owned by the City where parking stalls are designated by painted lines or otherwise, no motorized or non-motorized vehicle shall be parked outside of a designated parking stall, unless specifically authorized by the City.

**(Ord. No. 03-35 Add 05/06/2003)**



**22-2-119. AUTHORITY TO MOVE OR REMOVE ILLEGALLY-PARKED VEHICLES.**

(1) Whenever a peace officer determines that a vehicle parked in violation of this Chapter must be moved to avoid public inconvenience, ensure public safety, or because it appears to be abandoned, the officer is authorized to move the vehicle, cause it to be removed, or to order the owner or operator of the vehicle to move or remove it.

(2) A peace officer who causes a vehicle to be removed under this Section shall have the vehicle removed by a tow truck service that meets the standards established by Title 72, Chapter 9, Utah Code Annotated 1953, as amended, and that is authorized by the Police Department to perform towing services for the City.

(3) The City shall not be liable for any lost, damaged, or stolen items or damage to any vehicle moved or removed pursuant to this Section.

(4) The registered owner of a vehicle removed under this Section is strictly liable for all costs of removal.

**(Ord. No. 03-35 Add 05/06/2003)**

**22-2-201. NOTICE OF PARKING VIOLATION.**

(1) Every person who receives a Notice of Parking Violation must pay the civil penalty for that violation as set forth in this Chapter. If the owner or operator requests a hearing within thirty days, as provided in this Chapter, the penalty is not due until any hearing processes are complete, if there remains an obligation to pay the penalty.

(2) Except as noted below, the civil penalties specified in this Chapter shall be subject to the following reductions:

- (a) Any penalty that is paid within ten (10) days from the date of issuance of the Notice of Violation shall be reduced by one hundred dollars (\$100);
- (b) Any penalty that is paid between ten (10) and thirty (30) days from the date of issuance of the Notice of Violation shall be reduced by fifty dollars (\$50).

(3) Every filing for a Notice of Violation for which the appropriate penalty has been paid in full within sixty (60) days of issuance shall be dismissed by the Justice Court upon receipt of the payment.

(4) Every filing for a Notice of Violation for which the appropriate penalty has been paid within ten (10) days from such date as may have been agreed to by the hearing officer or judge, shall be dismissed.

(5) Every filing for a Notice of Violation for which the appropriate penalty imposed pursuant to this Chapter remains unsatisfied after sixty (60) days from the issuance of the Notice of Violation, or ten (10) days from such date as may have been agreed to by the hearing officer or judge, shall result in a judgment of the Justice Court in favor of the City for the amount of the civil penalty. Such judgments are subject to post-judgment interest at the legal rate. Service of such judgments is accomplished by the clerk of the Justice Court mailing a copy to the address of the owner or operator

as it appears on the Notice of Violation, or such subsequent address as has been given to the Court.

(6) The City may use all lawful means to collect and satisfy the judgment, including costs and reasonable attorney's fees. Post-judgment proceedings shall be handled in accord with rules of practice for small claims cases.

**(Ord. No. 03-35 Add 05/06/2003; Ord. No. 03-67 Amended 10/21/2003)**

**22-2-202. HEARING AND APPEAL PROCEDURES.**

(1) The City Manager shall designate such hearing officers as are deemed necessary to consider matters relating to stopping or parking violations.

(2) Other persons may be empowered by the Justice Court to act as parking coordinators, to accept payments, offers of proof, and to schedule payment plans or hearings before the hearing officer.

(3) (a) Any person who has received a Notice of Violation on their vehicle, by mail, or in person, may appear before a parking coordinator to schedule payments, provide offers of proof, and to request hearings before the hearing officer.

(b) A request for hearing must be in writing, and signed by the person named in the Notice of Violation. A request must clearly state that the person is requesting a hearing, and must identify the Notice of Violation. If the parking coordinator determines that a purported request does not comply with this Subsection, the person named in the Notice of Violation shall be deemed to have not requested a hearing.

(4) At hearings before the hearing officer:

(a) The burden to prove any defense shall be upon the person raising the defense.

(b) If the hearing officer finds that no violation occurred, or that a violation occurred but one or more of the defenses set forth in this Subsection is applicable, the hearing officer may dismiss the Notice of Violation and release the owner or person named in the notice from liability thereunder.

Defenses available under this Subsection are:

- (i) At the time of the observed violation, possession of the subject vehicle had been acquired, by someone other than the registered owner, in violation of the criminal laws of the State;
  - (ii) Compliance with the subject ordinances would have presented an imminent and irreparable injury to persons or property.
- (c) If the hearing officer finds that a violation occurred, but that one or more of the defenses set forth in this Subsection is applicable, the hearing officer may reduce the penalty

associated therewith, but in no event shall such penalty be reduced below the sum of five dollars (\$5).

Such defenses are:

- (i) At the time of receipt of the Notice of Violation, possession of the subject vehicle had been acquired pursuant to a written lease agreement, or other similar written agreement;
  - (ii) The subject vehicle was mechanically incapable of being moved from such location; provided, however, that this defense shall not apply to any vehicle which remains at such location in excess of six (6) hours;
  - (iii) Any markings, signs, or other indicia of parking regulation were not clearly visible or comprehensible; provided, however, that this defense shall not apply where the marking or sign is shown to be properly installed and visible on the date of the violation.
  - (iv) Such other mitigating circumstances as may be approved by the City Manager.
- (d) If the hearing officer determines that a violation occurred and no applicable defense exists, the hearing officer may, in the interest of justice and on behalf of the City, enter into an agreement for the timely or periodic payment of the applicable penalty.

(5) Any person not satisfied with the decision of the hearing officer may request a hearing from the Justice Court within two (2) business days of that decision. Such hearings shall be scheduled in conjunction with the Justice Court's small claims calendars.

(6) In a hearing before the Justice Court, the same defenses and burdens apply as before the hearing officer.

(7) The decision of the Justice Court is final and not subject to review.

**(Ord. No. 03-35 Add 05/06/2003)**

## **22-2-203. CIVIL PENALTIES FOR PARKING OFFENSES.**

Civil penalties for violations of this Chapter are as follows:

- (1) For a violation of Section 22-2-106, Parked Vehicles—Insurance Required: \$200.00
- (2) For a violation of Section 22-2-114, Parking in Disabled Parking Stalls: \$210.00
- (3) For all other violations: \$125.00.

**(Ord. No. 03-35 Add 05/06/2003; Ord. No. 03-67 Amended 10/21/2003)**



### CHAPTER 22-3 IMPROPER OPERATION OF A MOTOR VEHICLE

Sections:

- 22-3-101. Proper Lookout.
- 22-3-102. Starting Vehicles.
- 22-3-103. Repealed.
- 22-3-104. Vehicle must turn after signal.
- 22-3-105. Losing Right-of-way.
- 22-3-106. Weaving.
- 22-3-107. Islands and Markers.
- 22-3-108. Driving on new pavement or "wet" paint.
- 22-3-109. Control by Driver.
- 22-3-110. Negligently Colliding.
- 22-3-111. Driving without Insurance.
- 22-3-112. Persons lending, renting, etc., vehicles;  
information and reports required.
- 22-3-113. Authorization for traffic controllers--safe speed-  
stopping when directed by traffic controller.

#### **22-3-101. PROPER LOOKOUT.**

It is unlawful for any person to drive a vehicle on the roadway without keeping a reasonable and proper lookout for other traffic, objects, fixtures or property thereon or adjacent thereto.

#### **22-3-102. STARTING VEHICLES.**

It is unlawful for any person to set into motion any vehicle which is stopped, standing or parked unless and until such movement can be made with reasonable safety.

#### **22-3-103. REPEALED.**

**(Ord. No. 98-32 Repealed 03/20/1998)**

#### **22-3-104. VEHICLE MUST TURN AFTER SIGNAL.**

It is unlawful for the driver of any vehicle giving or causing to be given any signal which would indicate to other traffic his intention to turn, to fail to make such turn or to fail to yield the right-of-way to all other traffic which would be affected by his failure to complete the turn indicated.

#### **22-3-105. LOSING RIGHT-OF-WAY.**

(1) Any person violating any provision of this Code shall have no right-of-way if such violation interferes with the ability of another driver to yield the right-of-way to such person.

(2) The driver of any vehicle traveling at an unlawful speed shall forfeit any right-of-way which he might otherwise have.

#### **22-3-106. WEAVING.**

Whenever any roadway has been divided into two or more clearly marked lanes for traffic, a vehicle shall be driven as nearly as practicable entirely within a single lane and shall not be moved from such lane or across a lane line

without giving the right-of-way to vehicles in the lane to be entered, nor until the driver has first ascertained that such movement can be made with safety and he has given the appropriate signal.

#### **22-3-107. ISLANDS AND MARKERS.**

(1) It is unlawful for any person to disobey the directions of any authorized island, marker or other indication placed within an intersection indicating the course to be traveled by vehicles thereat.

(2) A vehicle passing around a traffic island shall be driven only to the right of or counter-clockwise around such island, unless otherwise indicated.

#### **22-3-108. DRIVING ON NEW PAVEMENT OR "WET" PAINT.**

It is unlawful for any person to drive, ride or cause to be driven or ridden any animal, or ride, drive, propel or cause to be ridden, driven or propelled, any vehicle over or across any newly-made pavement or freshly-painted area on the public street, across or around which pavement there is a barrier, or at, over or near which there is a person or a sign warning persons not to drive over or across such pavement or freshly-painted area or a sign stating that the street is closed.

#### **22-3-109. CONTROL BY DRIVER.**

No driver shall engage in any activity that interferes with the safe control of his vehicle while same is in motion.

#### **22-3-110. NEGLIGENCE COLLIDING.**

It is unlawful for any person to operate a vehicle with such lack of due care and in such negligent manner as to cause the same to collide with any vehicle, person or object.

#### **22-3-111. DRIVING WITHOUT INSURANCE.**

(1) Any owner of a motor vehicle with respect to which a security is required under the "Utah Automobile No-Fault Act" found at Utah Code Annotated, Section 41-31-1, et. seq., 1987, who operates a motor vehicle or permits it to be operated upon a public highway within the City limits of West Valley City without the requisite security being in effect, is guilty of a class "B" misdemeanor. Any other person who operates such motor vehicle upon a public highway within the City limits of West Valley City with the knowledge that the owner does not have such security in effect is also guilty of a class "B" misdemeanor.

(2) When a peace officer investigating an accident involving a motor vehicle cites the operator of a motor vehicle involved for the alleged violation of any provision of this Title, the cited operator shall, at the officer's request, provide evidence of the owner's or operator's security required by Section 41-12a-301, Utah Code Annotated, 1987.

(3) As used in this section, "evidence of owner's or operator's security" means:

- (a) The name of the insurance company which issued the insurance policy under subsection 41-12a-103(9)(a), Utah Code Annotated,

- Section 41-12a-103(9)(a), 1987, and the number of the insurance policy;
- (b) The name of the surety which issued the surety bond under subsection 41-12a-103(9)(a), Utah Code Annotated, Section 41-12a-103(9)(a), 1987, and the number of the insurance policy;
  - (c) The number of the certificate of deposit issued by the state treasurer under Section 41-12a-406, Utah Code Annotated, Section 41-12a-103(9)(a), 1987; or
  - (d) The number of the certificate of self-funded coverage issued by the department under Section 41-12a-407, Utah Code Annotated, Section 41-12a-103(9)(a), 1987.
- (4) A person is guilty of a class "B" misdemeanor, and shall be fined not less than \$100, who:
- (a) When requested to provide security information under subsection (1), provides false information; or
  - (b) Falsely represents to the department that security required under this Chapter is in effect.

**22-3-112. PERSONS LENDING, RENTING, ETC., VEHICLES; INFORMATION AND REPORTS REQUIRED.**

(1) No registered owner and no person in possession of any vehicle shall permit another person to drive the same without first ascertaining the name and address of such other person and that he is legally licensed to operate such vehicle.

(2) Every person renting, leasing, or hiring a motor vehicle to another person shall keep a re-cord of the vehicle license number of the motor vehicle so rented; the name and address of the person; the number of his operator's license; and the date, place, when, and where such vehicle operator's license was issued. Such record shall be open to inspection by any peace officer.

(3) The information and records required by this Section shall be furnished to any peace officer for police purposes on demand.

**(Ord. No. 98-30 Enacted 03/20/1998)**

**22-3-113. AUTHORIZATION FOR TRAFFIC CONTROLLERS--SAFE SPEED--STOPPING WHEN DIRECTED BY TRAFFIC CONTROLLER.**

- (1) For the purposes of this Section:
  - (a) "Traffic controller" means a peace officer, firefighter, construction worker, maintenance worker, or school crossing guard who is authorized to direct, control, or regulate traffic.
  - (b) "Controlling traffic" means such actions as are reasonably understood to indicate that the person is directing, controlling, or regulating

traffic. Such actions include, but are not limited to, audible or hand signals, signs, flares, etc.

- (c) "Roadway" means that portion of highway or street improved, designed, or ordinarily used for vehicular travel, exclusive of sidewalks, berms, gutters, or shoulders; even though any of them are used by persons riding bicycles or other human-powered vehicles.
- (2) (a) School crossing guards are authorized to direct, control, or regulate traffic for the purposes of assisting schoolchildren crossing roadways, at times and locations approved by the Police Department, and in a manner approved by law or regulation.
  - (b) Highway construction and maintenance workers are authorized to direct, control, or regulate traffic within construction zones where they are employed, when they are designated to be traffic controllers, and in a manner approved by law or regulation.
- (3) Wherever a traffic controller is present in a roadway controlling traffic, every vehicle traveling in either direction in that roadway shall slow to a safe and prudent speed under the conditions, regardless of the posted speed limit for that area.
- (4) (a) When a traffic controller orders a vehicle to stop, every vehicle traveling in the roadway shall come to a complete stop, and remain stopped until:
    - (i) the vehicle operator is directed to proceed by the traffic controller; or
    - (ii) the traffic controller has completely left the roadway.
  - (b) This Subsection applies:
    - (i) when any traffic controller is present, even though other mechanical traffic control devices may be operating, and
    - (ii) even if the traffic controller is controlling traffic traveling in the opposite direction; and
    - (iii) even if proceeding, turning, or otherwise ignoring the traffic controller would be reasonably safe and prudent under the conditions.
- (5) A violation of this Section is an infraction.

**(Ord. No. 02-77 Add 12/03/2002)**

**CHAPTER 22-4  
REPEALED.**

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**CHAPTER 22-5  
REGULATION OF TRAFFIC AND PARKING ON  
SCHOOL GROUNDS**

Sections:

- 22-5-101. Parking Regulations.
- 22-5-102. Maximum Speed.
- 22-5-103. Cruising and Loitering.
- 22-5-104. Motor vehicles not to be driven on prohibited areas.
- 22-5-105. "No Parking" Areas.
- 22-5-106. Visitor and Reserved Parking.
- 22-5-107. Rules for student registration, parking and control of vehicles.
- 22-5-108. Regulatory Signs.

**22-5-101. PARKING REGULATIONS.**

The applicable state, county or municipal traffic and parking regulations shall be enforced upon school and school district property.

**22-5-102. MAXIMUM SPEED.**

Maximum speed on school and district premises is ten miles per hour.

**22-5-103. CRUISING AND LOITERING.**

Vehicular traffic is limited to entering, exiting and parking. No cruising or loitering will be permitted.

**22-5-104. MOTOR VEHICLES NOT TO BE  
DRIVEN ON PROHIBITED AREAS.**

All vehicles are restricted to designated roadways. Motorized vehicles will not be driven on lawns, paths or other prohibited areas.

**22-5-105. "NO PARKING" AREAS.**

No parking will be allowed in the areas where the curb is painted red, designated "no parking" or where such parking would obstruct regular vehicular traffic.

**22-5-106. VISITOR AND RESERVED PARKING.**

Students, staff and faculty shall not park in areas designated "for visitors" or "reserved."

**22-5-107. RULES FOR STUDENT  
REGISTRATION, PARKING AND  
CONTROL OF VEHICLES.**

(1) All district traffic and parking regulations and individual school regulations (if any) will be distributed to every student and faculty member at or before the beginning of each school year.

(2) Students must register with the school all motor vehicles which will be driven or parked on school property. A registration decal must be displayed on the vehicles as follows:

- (a) Cars - Left side of rear window.

- (b) Trucks, rough-terrain vehicles (Jeep, etc.) - Lower right side of front window.
- (c) Motor bikes and cycles - Rear frame or rear fender.

(3) Prior to vehicle registration at the local high school and issuance of the decal, the student must possess the following:

- (a) A valid Utah drivers' license.
- (b) A parent or guardian's written permission for the student to bring a motor vehicle to school.
- (c) A signed statement by the parent and student that they understand when any car is on school property the car may be searched, if the school authorities have reasonable call to suspect that materials that are in violation of the state, county, municipal or school code are stored therein, and they further understand that any materials found may be seized and used as evidence in school disciplinary hearings and/or legal proceedings.

(4) Students are to park in the designated student parking areas and within parking spaces directed by painted lines and signs.

(5) Faculty and staff parking shall be designated and students are not to park in these areas.

**22-5-108. REGULATORY SIGNS.**

All regulatory signs utilized on district or school property shall be placed in conspicuous and appropriate areas of the grounds. All regulatory signs must be approved by the district prior to posting.

These rules and regulations shall be enforced by the appropriate area law enforcement agencies. Enforcement may include, but shall not be limited to, the following: Citations, towing away at owner's expense and/or revocation of the privileges to park and drive on school property. The Board of Education assumes no responsibility for damage to cars, lost articles, damage to property or injury to persons by the automobile or its driver while on school district property.

**CHAPTER 22-6  
BICYCLE REGULATION AND OPERATION**

Sections:

- 22-6-101. License Required.
- 22-6-102. Application for License; Fee.
- 22-6-103. License Issuance, Duration.
- 22-6-104. Denial of License.
- 22-6-105. Record of Licenses.
- 22-6-106. Issuance of Plate.
- 22-6-107. Display of Plate.
- 22-6-108. Removal of Plate.
- 22-6-109. License Renewal.
- 22-6-110. Duties when Transferring Bicycle.
- 22-6-111. Obedience to Traffic Devices.
- 22-6-112. Speed.
- 22-6-113. Emerging from Alley, Driveway or Building.
- 22-6-114. Parking.
- 22-6-115. Where Riding Permitted, Prohibited.
- 22-6-116. Penalty.

**22-6-101. LICENSE REQUIRED.**

No person who resides within the City shall ride or propel a bicycle on any street or upon any public path set aside for the exclusive use of bicycles unless such bicycle has been licensed and a license plate is attached thereto as provided herein.

**22-6-102. APPLICATION FOR LICENSE; FEE.**

Application for a bicycle license and license plate shall be made upon a form provided by the City and shall be made to the City Council or its representative. An annual license fee of such sum as the City Council shall establish by resolution from time to time shall be paid to the City before each license or renewal thereof is granted.

**22-6-103. LICENSE ISSUANCE, DURATION.**

The City representative, upon receiving proper application therefor, is authorized to issue a bicycle license, which shall be effective until the next succeeding first day of July.

**22-6-104. DENIAL OF LICENSE.**

The City representative shall not issue a license for any bicycle when he knows or has reasonable grounds to believe that the applicant is not the owner of or entitled to the possession of such bicycle.

**22-6-105. RECORD OF LICENSES.**

The City representative shall keep a record of the number of the license plate of each bicycle license, the date issued, the name and address of the person to whom issued, the number on the frame of the bicycle for which issued and a record of all bicycle license fees collected by him.

**22-6-106. ISSUANCE OF PLATE.**

The City representative, upon issuing a bicycle license, shall also issue a license plate bearing the license number assigned to the bicycle, the name of the City and the calendar year for which issued.

**22-6-107. DISPLAY OF PLATE.**

Bicycle license plates shall be attached in an appropriate position on the bicycles at all times for the interval so licensed.

**22-6-108. REMOVAL OF PLATE.**

No person shall remove a license plate from a bicycle during the period for which issued except upon a transfer of ownership or in the event the bicycle is dismantled and no longer operated upon any street in the City.

**22-6-109. LICENSE RENEWAL.**

Upon the expiration of any bicycle license, the same may be renewed upon application and payment of the same fee as upon an original application.

**22-6-110. DUTIES WHEN TRANSFERRING BICYCLE.**

Upon the sale or other transfer of a licensed bicycle, the licensee shall remove the license plate and shall either surrender the same to the City Recorder, or may, upon proper application, have said plate assigned to another bicycle owned by the applicant for one-half the annual fee.

**22-6-111. OBEDIENCE TO TRAFFIC DEVICES.**

(1) Any person operating a bicycle shall obey the instructions of official traffic-control signals, signs and other control devices applicable to vehicles, unless otherwise directed by a police officer.

(2) Whenever authorized signs are erected indicating that no right or left or U-turn is permitted, no person operating a bicycle shall disobey the direction of any such sign, except where such person dismounts from the bicycle to make any such turn, in which event such person shall then obey the regulations applicable to pedestrians.

**22-6-112. SPEED.**

No person shall operate a bicycle at a speed greater than is reasonable and prudent under the conditions then existing.

**22-6-113. EMERGING FROM ALLEY, DRIVEWAY OR BUILDING.**

The operator of a bicycle emerging from an alley, driveway or building shall, upon approaching a sidewalk area extending across any alley way, yield the right-of-way to all pedestrians approaching on said sidewalk or sidewalk area, and upon entering the roadway shall yield the right-of-way to all vehicles approaching on said roadway.

**22-6-114. PARKING.**

No person shall park a bicycle upon a street other than upon the roadway against the curb, or upon the sidewalk in a rack to support the bicycle or against a building or at the curb, in such manner as to afford the least obstruction to pedestrian traffic.

**22-6-115. WHERE RIDING PERMITTED, PROHIBITED.**

The Public Works Department is authorized to erect signs on any sidewalk or roadway prohibiting riding of bicycles thereon by any person, and when such signs are in place, no person shall disobey the same.

**22-6-116. PENALTY.**

Any person in violation of this Chapter shall be guilty of a class "C" misdemeanor, with all fines and/or penalties applicable.

**(Ord. No. 05-36 Repealed 08/16/2005)**



**CHAPTER 22-7  
MISCELLANEOUS TRAFFIC ORDINANCES**

Sections:

- 22-7-101. Parties.
- 22-7-102. Opening Door.
- 22-7-103. Passenger Riding in Improper Portion of Vehicle.
- 22-7-104. Quiet Zones.
- 22-7-105. Safety Zone.
- 22-7-106. Seating.
- 22-7-107. Sleds.
- 22-7-108. Standing on Seat.
- 22-7-109. Tampering with Vehicle.
- 22-7-110. Toys upon Roadway.
- 22-7-111. Restricted Vehicle Permits.
- 22-7-112. Approach of Authorized Emergency Vehicles.
- 22-7-113. Funeral Identification and Right-of-way.
- 22-7-114. Funerals Keep to Right.
- 22-7-115. Parade and Procession Permits.
- 22-7-116. Cutting Through Corners.
- 22-7-117. One Arm Driving.
- 22-7-118. Federal motor carrier safety regulations and noise emission requirements.
- 22-7-119. Unlawful Noise.
- 22-7-120. Low Profile Motorized Vehicles on Public Property.

**22-7-101. PARTIES.**

(1) It is unlawful for the owner, or any other person, employing or otherwise directing the driver of any vehicle, to require to knowingly permit the operation of such vehicle upon a roadway in any manner contrary to law.

(2) The parent or custodian of any child and the guardian of any ward or person having charge of any blind, confused or incapacitated person shall not authorize or knowingly permit any such person to violate any provisions of this Code.

**22-7-102. OPENING DOOR.**

(1) No person shall open the door of or enter or emerge from any vehicle in the path of any approaching vehicle.

(2) No person shall open any vehicle door at any time when such vehicle is in motion.

(3) No person shall open the door of a motor vehicle on a side available to moving traffic unless and until it is safe to do so and can be done without interfering with the movement of other traffic, nor shall any person leave a door open on a side of a vehicle available to moving traffic for a period of time longer than necessary to load or unload passengers.

**22-7-103. PASSENGER RIDING IN IMPROPER PORTION OF VEHICLE.**

No person shall ride, and no person driving a motor vehicle shall knowingly permit any person to ride, upon any

portion of any vehicle not designed or intended for the use of passengers. This provision shall not apply to any vehicle driven elsewhere than upon a street or to an employee engaged in the necessary discharge of his duty or to persons riding entirely within or upon any motor vehicle in space intended for any load on said vehicle.

**22-7-104. QUIET ZONES.**

Every motor vehicle shall be operated in a quiet zone so as to prevent all excessive or unusual noises, and the occupants therein shall maintain reasonable quiet.

**22-7-105. SAFETY ZONE.**

No vehicle shall at any time be driven through or within a safety zone, dividing section, roadway traffic island or any area within or along a roadway from which vehicular traffic is intended to be excluded.

**22-7-106. SEATING.**

No driver shall have in his lap any other person, adult or minor, nor animal, nor shall he be seated in the lap of any person, while the vehicle is in motion.

**22-7-107. SLEDS.**

It is unlawful for the driver, or any person in charge of any vehicle to knowingly drive or operate such vehicle upon any of the streets of the City while any sled, toboggan or sleigh is attached to or connected with such vehicle, or to permit any sled or other similar conveyance to be attached to or connected with said vehicle upon any roadway.

**22-7-108. STANDING ON SEAT.**

No driver shall operate any vehicle while any person or child is standing on a seat within such vehicle.

**22-7-109. TAMPERING WITH VEHICLE.**

No persons shall climb upon or into or swing upon or hold on to the outside of any motor vehicle whether the same is in motion or at rest, sound any horn or any other signaling devices, or attempt to manipulate any of the levers, the starter, brakes or machinery thereof or set such vehicle in motion or damage, tamper or interfere with the same. This provision shall not apply to persons with authority of the owner or the person lawfully in charge of a motor vehicle while such motor vehicle is at rest.

**22-7-110. TOYS UPON ROADWAY.**

(1) No person upon roller skates or riding in or by means of any coaster, sled, toy wagon, scooter, skateboard or similar device, shall go upon any roadway, except while crossing such roadway in a crosswalk. When so crossing, such person shall be subject to all of the duties applicable to pedestrians.

(2) This section does not apply on a street which has been designated as a play street.

**22-7-111. RESTRICTED VEHICLE PERMITS.**

(1) All vehicles, combinations of vehicles or combinations of vehicle and load having a length of more than 45 feet, or a width of more than eight feet or a height of more than 14 feet, with or without load, are restricted vehicles.

(2) Special permits of duration of more than one month may be issued by the governing body, or temporary permits for a duration of less than one month may be issued by the Chief of Police, upon application in writing and good cause being shown therefore, authorizing the applicant to operate or move a restricted vehicle upon the streets of the City, or to park a vehicle in violation of Section 22-6-106 upon such conditions as may be set forth in the permit.

**22-7-112. APPROACH OF AUTHORIZED EMERGENCY VEHICLES.**

(1) Upon the immediate approach of an authorized emergency vehicle making use of audible or visual emergency signals:

(a) The driver of every other vehicle shall yield the right-of-way and shall immediately drive to a position parallel to, and as close as possible to, the right-hand edge or curb of the roadway, clear of any intersection, and shall stop and remain in such position until the authorized emergency vehicle has passed, except when otherwise directed by a police officer.

(b) Every pedestrian shall yield the right-of-way and shall immediately leave the roadway and remain out of the roadway until the authorized emergency vehicle has passed, except when otherwise directed by a police officer.

(2) This section shall not relieve the driver of an authorized emergency vehicle of the duty to drive with due regard for the safety of all persons using the roadway.

**22-7-113. FUNERAL IDENTIFICATION AND RIGHT-OF-WAY.**

Each motor vehicle participating in a funeral procession shall display illuminated headlights thereon and shall follow not more than 30 feet behind the preceding motor vehicle in such funeral procession, and such funeral procession must obey all traffic regulations and traffic control devices, unless at the time the individual automobiles in such procession are otherwise directed by a police officer.

**22-7-114. FUNERALS KEEP TO RIGHT.**

A driver in a funeral procession shall drive as near to the right-hand edge of the roadway as possible unless a left turn is contemplated.

**22-7-115. PARADE AND PROCESSION PERMITS.**

No procession or parade except a funeral procession shall occupy or proceed along any street except in accordance with a permit issued by the Chief of Police. All requests for such permits shall state the time, place of information, proposed line of march, destination and such other information as the Chief of Police may require. Any procession or parade proceeding in accordance with the

permit issued as hereinabove provided may be authorized by the Chief of Police to disregard traffic control devices.

**22-7-116. CUTTING THROUGH CORNERS.**

It is unlawful for any person to drive a motor vehicle through any private driveway, lot or similar area, whether vacant or not, where any residence, business establishment, manufactory, retail store, drug store, cafe, confectionery, drive-in, market, oil station or any other kind of a business or trade is maintained or carried on, for the purpose and with the intent of avoiding obedience to any traffic regulation or for the purpose and with intent of harassing and annoying the owner thereof or his patrons.

**22-7-117. ONE ARM DRIVING.**

No driver shall have either arm around another person while the vehicle is in motion.

**22-7-118. FEDERAL MOTOR CARRIER SAFETY REGULATIONS AND NOISE EMISSION REQUIREMENTS.**

(1) In order to be consistent with the Department of Transportation and its numbering system, the following provision is hereby adopted by reference as part of the West Valley City Code: Title 49, Transportation, Chapter III, Federal Highway Administration (1983), Subchapter A, Part 325, Subchapter B, Parts 350, 385-399, and Appendix A-C.

(2) Peace officers are hereby authorized to cite violations of this section by citing any provision of Title 49.

(3) All violations of this provision shall be a class "B" misdemeanor.

**22-7-119. UNLAWFUL NOISE.**

It shall be unlawful for any person to produce, continue, or cause to be produced or continued, any noise disturbance from any radio or other device which produces sounds, which noise is being produced from a motor vehicle, if the sound is plainly audible 50 feet from the vehicle.

**(Ord. No. 98-33 Enacted 03/20/1998)**

**22-7-120. LOW PROFILE MOTORIZED VEHICLES ON PUBLIC PROPERTY.**

(1) Definitions. For purposes of this Section:

- (a) "Low Profile Motorized Vehicle" means any motorized vehicle that:
  - (i) is not regulated by the State or by any other City Code provision;
  - (ii) is not otherwise legally permitted upon the highways, sidewalks, or other public property including parks and parking lots;
  - (iii) is propelled by any means, including gas or electricity, and has any size motor; and
  - (iv) is less than thirty-six (36") inches in height, measured from the top of the frame down, when it is in its normal

operating position, notwithstanding any flag, antenna, or other device attached, or modifications made thereto.

- (b) This definition includes, but is not limited to, “pocket bikes”, or miniature motorcycles, and “go-carts.”

(2) It is unlawful for any person to operate a Low Profile Motorized Vehicle upon any public property within the City.

(3) It is unlawful and a separate offense for a minor’s responsible adult to knowingly allow a minor to operate a Low Profile Motorized Vehicle on public property within the City.

(4) Low Profile Motor Vehicles may only be operated on private property with the property owner’s written permission.

(5) Penalty. Any person who violates this section is guilty of a class C misdemeanor. Additionally, an operator of a Low Profile Motorized Vehicle in violation of this section, is subject to every provision of and any additional penalty of the Utah Traffic Code.

**(Ord. No. 05-04 Enacted 01/18/2005)**